PRESERVED

Serial No. 58-424

1942-43

Legn

Previous references.

Later references.

21

Office of the Secretary to the Representative Assembly and Legislative Council

Part B May 1942

SUBJECT.

Reprinting of Certain Acts - Limitations Act 1911 - Identification of Prisoners Act 1922 and Workmen's Compensation Act

24/5/42

Reprinting of certain Acts

Continuation Sheet. | File No. / Current No. 341 RL | of | Page.

1) From
The Supt Govt central Book Depot, Bangalore
letter No 360 dated 28th July 1942
States that copies of the Acts noted in the margin
of the p.v.s are out of stock, and requests that
arrangements may be made to reprint and
supply the required number of them

2) The letter will be referred, if approved, to the General
Records in the first instance to intimate how
many copies of each of the Acts noted in the
p.v.s are at present available. Further action
will be taken afterwards.
Submd for orders

W.
31-7-42
BVN
31/7/42

3) Sd/-
1.8.42
Supdt. Gen Records

BVN
1.8.42

4) noted & rets WL
Md
10/8

5) The General Records will be requested to put
up copies of each of the Acts as marginally noted
for sending to the Govt. Book Depot, and also
to send 2 spare copies of the above Acts for the
purpose of preparing a press copy for reprinting
the Acts
Submd for orders. for Compliance

W.
12-8-42
BVN
12/8/42

6) Supdt. Gen Records
WL

Dep Sec V-8 VW
Pr2.V.

1) Act IV of 1911 — ~
30 copies
2) Act VI of 1922 — ✓
10 copies
3) Act (XVI) of 1928 ✓
XIV 10 copies
4) Rules under Act
XVI of 1928 — 30 copies

WD 06260—GPB—500 pads of 100 sheets each—20-3-42

copies to be sent with print copy.
Please send the requisition
JAB
14/8

Reprinting of certain Acts

24/12

Please send the copies to the Book Depot and intimate her action will be taken to print and supply more copies.

Please edit very carefully.

Sd/- 17.8.42

9) Draft forwarding copies to the Book Depot is submitted for approval

Sd/- 17-8-42

Sd/- 17.8.42

Issue

Sd/- 17-8-42

10)

11) Issued No RL 1984 dated 18-8-42 to the Supt. Govt Central Book Depot, forwarding copies of Acts.

12) From Superintendent Govt central Book Depot, Bangalore

Letter No 718 dated 21st Aug. 1942

Acknowledges the receipt of the Acts.

13) The following Acts have been selected and put up for approval. If approved a draft forwarding them to be set in type, will be put up

1) Dispensaries (Act IV of 1911)

2) Workmen's Compensation Act (Act XIV of 1923)

3) Identification of Prisoners Act (VI of 1920)

Sd/- 18/11/42

Sd/- 18.11.42

14) Yes.

Sd/- 18-11-42

(illegible)

A draft has been put up for approval

Sd/- 18/11/42

15) may be approved

Sd/- 18.11.42

Sd/- 18.11.42

Reprinting of Certain Acts

34/Rd

General and Revenue Secretariat
R.A.J.&L.A.C.R

File No. 101 of 194 [App. P. III–2

Serial No.

18) Issued No R. 608 dated 19th Nov 1942 requesting the Supdt. Govt. Printing, Bangalore to set up type and send proof of certain Acts

19) The Mysore Limitation Act (IX of 1911) and the Identification of Prisoners Act (VI of 1922). had been ready for print order to be given. As it was found necessary to call for another revised proof of the Workmen's Compensation Act, the question of giving a print order was held in abeyance. The final proof of the Workmen's Compensation Act after comparison with the original is put up along with the other two acts for perusal. For orders, as to the number of copies of each Act to be got printed. A draft is put up for approval.

Engg 10/2/43.
BDR 10/2

20) The no. of copies may be as follows.

Act.	for Both Depts.	for Secrt	Total
Limitation Act	200	100	300
Identification of Prisoners Act	100	50	150
Workmens Compensation	200	100	300

Action has yet to be taken on Rs file about Workmens Compensation Rules and Village Offices Act. This may be attended to now. The adm: Section to the addressed in regard thereto.

1 — The draft may be approved.

NOTE—Contn. Sheet

SECY. LAW DEPT. 11 FEB 1943

Issue
Sd/-
10/2/43

21) Secy (Ad-Le)
Law Secy

21) Sd/- BDR 11/2/43, Secy 11-2

Reprinting of Certain Acts

4327

File No. 34/R.L. of 194 .

General and Revenue Secretariat
R. A. & L. C.

Serial No.

Issued No. 759 R.L dated 12.2.43 to the Superintendent Govt Printing Bangalore, requesting him to print the Limitation Act and other Acts.

The file may now be sent to the Concerned Administrative Section to be returned after taking an extract of orders at A in para 20 supra regarding the action to be taken for printing the Workmen's Compensation Rules under the Workmen's Compensation Act XVI of 1923.

Eng 13.2.43

(J.C. Branch)

BMN 13/2

28) As mentioned at A in para 20 supra, a copy of the Mysore Village offices Act (Act II of 1908) is put up. It is seen that there are no subsequent amendments except Act III of 1919 which has already been incorporated in to the main Act. Therefore A draft to the Press to set the forwarding the copy of the Act to be matter in type and to send proofs of the same is put up for approval.

Eng 18.2.43

29) Please ascertain how many copies are available in the Records.

18.2.43

The Superintendent, General Records

27) Extracts taken

(R.T.P.)

Flag 'L'

Reprinting of Certain Acts

General and Revenue Secretariat R. A. & L. C. | File No. 34/R.L.V 503/41. of 194 . | [App. F. III–2

Serial No.

Kindly state the number of copies of the Act available in General Records as action has to be taken to reprint them.

Kng
18.2.43

31) To the Supdt. Genl Records, for furnishing the information

BKR 66/2.

32) There are 50 copies in the General Records

18/2/43

33) Issue

BKR
19.2.43

34) Issued No. 803 R.L. dated 19.2.43

35) Invoice No. 2182 dated 22.2.43 from the Superintendent, Govt Printing, Bangalore sending 50 copies of the Act VI of 1922.

36) 50 reprinted Copies of the Identification of Prisoners Act have been received. A copy of the Act is sent up along with the invoice for kind perusal.

Kng
22.2.43. BVN

37) Issue
22.2.43.

38) 45 Copies of the Act, if approved, will be sent to the General Records.

Kng
22.2.43
BVN

39) Issue
22.2.43

NOTE—Contn. Sheet

40) The General Records may kindly acknowledge receipt of 45 Reprinted copies of Act VI of 1922.

41) Supdt. Gen Records)

Kng
23.2.43

BVN 23/2

17/2/43

Reprinting of Certain Acts

34 Rx" / 583 R.L.

File No. of 194

General and Revenue Secretariat
R. A. & L. C.

Serial No.

4) Invoice No. 2257 dated 1.3.43 from the Superintendent, Govt. Printing, Bangalore sending 100 copies of the Act XIV of 1928 (Workmen's Compensation)

4a) 100 copies of the reprinted Volumes of the Workmen's Compensation Act (Act XIV of 1928) have been received from the Press. A copy of the Act is put up along with the Invoice (P.U.S) for perusal. For orders regarding the distribution of copies to the Records.

Rng 12.3.43 PBVN 12/3

44) Please keep 2 or 3 copies for reference and send the rest to Records.

Sd/- 12.3.43

1 copy may be sent to Secy

A copy has been sent with Rng 12.3.43 MVK

45) The General Records may kindly be requested to acknowledge receipt of 90 copies of the reprinted Volumes of the Workmen's Compensation Act sent herewith and return the file early.

Rng 3.3.43 PBVN

Supdt. Gen Records)

12/3

Received 90 Copies
duly on 13/3/43

Sd/- AVL

Reprinting of Certain Acts

General and Revenue Secretariat R.A.J.&L./C.S.

34-R-L-503 R.L.

File No. 10 of 194

[App. P. III—2

Serial No.

Invoice (Pro) No. 2355 dated 2-4-43. from the Superintendent, Govt Printing, Sending 100 Copies of the Mysore Limitation Act

The reprinted Copies of the Mysore Limitation Act have been received. 100 copies have been received and the ~~relevant~~ Invoice (Pro) is put up. A copy of the Act ~~etc~~ is also submitted for kind perusal. For orders, as to the number of Copies to be sent to the General Records

King
2-4-43

85 copies may be sent to the Records

BVN 3/4

BKR
2-4-43

The file may be sent to the General Records to acknowledge 85 Copies of the reprinted Volumes of the Limitation Act, sent herewith and the file may be returned early.

King
3-4-43

For taking Copies & returning the file.

BVN 3/4.

Supdt. General Records

Received 85
Copies on 3/4/43.

NOTE—Contn. Sheet

The proof of the Village Officers Act has been verified

Reprinting of Certain Acts

34 R.L ✓503 R.L.

File No. of 194

General and Revenue Secretariat
R. A. & L. C.

Serial No.

with the original and put up.

The Superintendent, Govt Book Depot, has requested that 200 Copies may be supplied to him. The Superintendent, General Records, has stated that there are 50 Copies in the General Records.

Submitted for orders regarding the number of Copies to be got printed.

Eng
15.4.43 BVN 15/4

About 400 Copies may suffice
300 for the Book Depot and
100 for the Rends.

DSW
15.4.43
Secy
RA.Le)

BKR
15.4.43
Law Secy)

GEOY. LAW DEPT. 1233 16 GOVT OF MYSORE

BKR
16.4.43

A draft letter addressed to the Superintendent, Govt Printing, Bangalore is submitted for approval.

Eng
16.4.43 BVN 16/4

DSW
16.4.43
Secy
RA.Le)

DSW
BKR
16.4.43

Issued No. 1018 R.L. dated 19.4.43 to the Supdt, Govt Press, Bangalore, requesting him to furnish 600 copies of the above pamphlet.

Reprinting of Certain Acts

34 R.L ✓ 503 R.L

General and Revenue Secretariat
R. A. & L. C.

File No. of 194 .

[App. F. III--2

Serial No.

Invoice (PUB) No. 2470 dated 14.5.43 from the Superintendent Govt. Printing, Bangalore, sending 100 copies of the reprinted Volumes of the Village offices Act

100 Copies of the reprinted Volumes of the Village offices Act have been received from the Press.

For orders as to the number of Copies that may be sent to records.

Thereafter the file will be recorded as no further action is necessary.

Kng
18.5.43

Please keep Copies and return the file to the Records

Kng
15.5.43

Mr Kng

The General Records may kindly acknowledge receipt of 85 copies of the reprinted Volumes of the Village Offices Act sent herewith and return the file early

Kng
15/5/1943

17/5/43

As no further action is necessary, the file will now be recorded.

Kng
17.5.43

OFFICE OF THE SECRETARY
17 MAY 1943
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

NOTE Addtn. Sheet

17.5.43
Kng

34/M

GOVERNMENT OF MYSORE

Telegraphic Address

No. 360
Encls.

OFFICE OF THE SECRETARY
29 JULY 1942
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

OFFICE OF
The Superintendent,
Govt. Central Book-Depot,
Bangalore.

Date 27th July 1942.
28/7

To

The Secretary to Government,
Law Department,
Bangalore.

SECY. LAW DEPT. 29 JUL 1942 MYSORE

Sir,

I have the honour to invite your kind reference to this office letter Nos. noted in the margin and -

3136 dated 8th December 1939. Limitation Act IV of 1911	200	copies	request that the books - under reference may be kindly arranged to be printed and supplied.
3792 dated 11th January 1940. Identification of Prisoners Act VI of 1922.	100	" 20 (95 available)	
3870 dated 26th March 1942. Workmen's Compensation Act XVI of 1928.	200	" 40	
-do- Rules.	200	" 75	

One hundred copies of Village Offices Act IV of 1908 supplied to this office along with your letter No. P. 6326 dated the 12th June 1941 have been exhausted and request that 300 copies of the same also may be kindly arranged to be printed and supplied.

I have the honour to be,
Sir,
Your most obedient servant,

SUPERINTENDENT. 28/7/42

Bvs..

28/7/42
27/7/42

Appendix F G—1]
R. A. & L. C.

SUBJECT.....

.....

.....

Section

File No.

Serial No.

No. R. L. 194.

Diary No. of letter replied to .....

To The Superintendent,
Govt central Book Depot, Bangalo

General and Revenue Secretariat
R. A. & L. C.
( )

Subject :- Reprinting of certain Act

Sir,

With reference to your lett

No. 360 dated 27th/28th July 1942 on the

Date of issue 18. 8. 42

above subject, I am directed to

Signed by .....

forward herewith copies of the Acts

1) Limitation Act IV of 1911 — 28
2) Identification of Prisoners Act VI of 1922 — 8
3) Workmen's Compensation Act XVI of 1923 — 18
4) Rules under Act XVI of 1923 — 28

noted in the margin as per detail given

Action is being taken separately

~~Separate orders will be issued~~ for reprin

the Acts.

List of enclosures 82 Copies

I have the

Copied by .....

17.8.42
for Secy to Govt
Law Dept

Examined by .....

17.8.42 17.8.42

No. R.L. 194

End. 82 copies

17th August 1942.
18th

The Superintendent,
Government Central Book Depot, Bangalore.

Sir,

Subject:- Reprinting of certain Acts.

With reference to your letter No.360 dated 27th/28th July 1942, on the above subject, I am directed to forward herewith

1. Limitation Act IV of 1911	- 28'	copies of the Acts noted in the margin. as per details given therein.
2. Identification of Prisoners Act VI of 1922.	- 8'	
3. Workmen's Compensation Act XVI of 1928.	- 18'	
4. Rules under Act XVI of 1928.	- 28'	

Action is being taken separately for reprinting the Acts.

I have the honour to be,
Sir,
Your most obedient servant,

for 18/8/42.
SECRETARY to GOVERNMENT,
Law Department.

PR.

GOVERNMENT OF MYSORE

Telegraphic Addr

OFFICE OF THE SECRETARY
26 AUG 1942
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

No. 747
Encls.

OFFICE OF
The Superintendent,
Govt. Central Book-Depot,
Bangalore.

Date 21st August 1942.

To The Secretary to Government,
Law Department,
B a n g a l o r e.

SECY. LAW DEPT. 26 AUG 1942 GOVT OF MYSORE

Sir,

I have the honour to acknowledge the receipt of the marginally noted books sent along with your letter No.R.L.194, dated the 17th/18th August 1942.

Limitation Act.	28	copies
Identification of Prisoners Act VI of 1922.	8	"
Workmen's Compensation Act XVI of 1938.	18	"
-do- Rules (Transfer of Money)	32	"

I have the honour to be,

Sir,

Your most obedient servant,

SUPERINTENDENT.

Bvs.

21/8/42

Appendix F G—1]
R. A. & L. C.

SUBJECT.....

.....

.....

Section

File No.

Serial No.

No. R 608

Diary No. of letter replied to .....

To

The Superintendent,
Govt Printing,
Bangalore.

General and Revenue Secretariat
R. A. & L. C.
( )

Sir,

I am directed to request you kindly to get in type the ~~accompanying~~ marginal A noted in the margin Acts Law edited up-to-date and to send two clean proofs of the same at an early date.

I have &c.

Date of issue 19/11/42

Signed by [illegible]

(Nothing mentioned in the margin)
1) The Mysore Limitation Act (IV of 1911)
2) Workmen's Compensation Act (XIV of 1923)
3) Identification of Prisoners' Act (VI of 1920)

Seen
19/11/42

for Secy to Govt
Law Department

List of enclosures Three only

Seen
19/11/42
18.11.42

Copied by .....

Examined by .....

19th November 1942.

RL 608

The Superintendent,
Government Printing
Bangalore.

Sir,

I am directed to request you kindly to set in type the Acts noted in the margin as edited up-to-date and to send two clean proofs of the same at an early date

1) The Mysore Limitation Act (IV of 1911)
2) Workmen's Compensation Act (XIV of 1928)
3) Identification of Prisoners' Act (VI of 1922)

I have etc.,

Secretary to Government,
Law Department.

Bs.

Appendix F G—1]
R. A. & L. C.

SUBJECT.....

.....

.....

Diary No. of letter replied to .....

General and Revenue Secretariat
R. A. & L. C.
( )

Date of issue 12/2/43

Signed by M. G. S. V. Iyer

Section

File No.

Serial No.

No. 759 RL

To
The Superintendent,
Government Printing,
Bangalore

Sir,

I am directed to request you to print and supply two marginally noted number of copies of the acts referred to therein after each act carefully incorporating the corrections made in the proofs.

I have etc.,

for Secy to Govt
Law Department.

	No. of Copies		
	Govt Book Depot	Secretariat	Total
Limitation Act (IX of 1911)	200	100	300
Identification of Prisoners Act (XI of 1920)	100	50	150
Workmen's Compensation Act (XVI of 1923)	200	100	300

List of enclosures .....

Copied by .....

Examined by .....

DUPLICATE.

Received on 22.2.43

MYSORE GOVERNMENT CENTRAL PRESS, BANGALORE.

To The Secretary

Invoice № 2182

Date 9-2-43

W. D.	Description	No. of copies, etc.	No. of packets
	Act VI of 1922	50	1

WD 03468—GPB—35 books of 200 pp. each—13-8-41

E.R. Nair

For *Superintendent.*

DUPLICATE.

MYSORE GOVERNMENT CENTRAL PRESS, BANGALORE.

To The Secretary. Invoice № 2257

to Govt. Law Dept. Date 11/3/42

W. D.	Description	No. of copies, etc.	No. of packets
5795	Workmen's Compensation Act XIV of 1923	100	4/1

WD 08468—GPB—35 books of 200 pp. each—13-6-41

.....
Despatcher.

E R Varadan
For *Superintendent.*

REPRESENTATIVE ASSEMBLY
& LEGISLATIVE COUNCIL OFFICE.

Dated ..12.3.43.....

A Copy of the reprinted Volume of the Workmen's Compensation Act (XIV of 1928) incorporating all the amendments up-to-date is submitted to the Secretary to Govt Development Department for taking the Copy & returning the slip

(P.C to the Dev Secy)

Kng.
12.3.43

BVN
12/3.

12/3

DUPLICATE.

MYSORE GOVERNMENT CENTRAL PRESS, BANGALORE.

To
The

Invoice № 2355

Date

W. D.	Description	No. of copies, etc.	No. of packets
		100	

WD 03468—GPB—35 books of 100 each—13-8-41

Despatcher.

For *Superintendent.*

C. No. .....
Ref. on. P[+] No. ..... } 19 —19 .
App. No. .....

Dis. No. 1018 RR2

Enclosure ..... are

Dated ..... 9/2/43 .....

Approved on .....

Copied on .....by.....

Examined on .....by.....

Signed on .....

Despatched on .....

Entered in :— Secretariat 100
Book Depot 300
Total 400.

Current
Petition } Register on .....
Appeal by .....

Periodical

Reminded on .....

DRAFT.

To
The Superintendent
Govt Printing,
Bangalore

Docket Abstract.

Sir,

In returning herewith the proof of the Village Officers Act after verification with the original, I am directed to request you kindly to arrange to print & supply the marginally noted number of copies carefully incorporating the corrections made in the proof.

I have etc,

BKR

for Secy to Govt
Revenue Department

WD 0970—GPB—50,000—14-10-42

DUPLICATE.

MYSORE GOVERNMENT CENTRAL PRESS, BANGALORE.

To The Secretary

Invoice № 2470

Date

W. D.	Description	No. of copies, etc.	No. of packets

65-GPB-35 books of 200 pp each-13-8-41

Despatcher.

For *Superintendent.*

Press Act

The word to be substituted for Legislative Assembly has the word Regulation wherever it occurs.

5817
22.2.43

Act

REGULATION No. IV OF 1908.

(AS AMENDED BY REGULATION VIII OF 1919.)

(Received the assent of His Highness the Maharaja on the 16th October 1908.)

THE MYSORE VILLAGE OFFICES REGULATION.

A Regulation to consolidate and amend the Law relating to Village Offices in Mysore.

Price 0-1-3

1
9

THE MYSORE VILLAGE OFFICES REGULATION, 1908.

Act

Contents.

Preamble.

Sections.

1. Short title, extent and commencement.
2. Repeal of rules and orders; saving of rights already acquired.
3. Disposal of suits, etc., pending at commencement of Regulation.
4. Definitions—
   "Village."
   "Village Office
   Provisos.
   "Village Officer."
   "Emoluments."
   "Deputy Commissioner."
   "Assistant Commissioner."
5. Emoluments of Village Offices inalienable, impartible and not liable to attachment.
   Proviso.
6. (1) Villages may be grouped, amalgamated or divided
   (2) Selection of persons to fill new offices.
   (3) Reduction or increase of village offices or village officers.
7. Power to punish village officers; procedure to be followed; and mode of recovering fines imposed.
8. Rules to be observed in making appointments to the offices of patel, shanbhog, etc., in unalienated villages.
   (1) General qualifications requisite in all cases.
   (2) Succession in case of permanent vacancy.
   (3) Appointment in case of temporary vacancy.
   (4) Procedure to be adopted when successor is a minor.
9. Rules to be observed in making appointments to the offices of patel, shanbhog, etc., in alienated villages.
10. Succession in the case of offices other than patel, shanbhog, etc.

2

Sections.

11. (1) Suits for offices, for recovery of emoluments and for registry as successor. No suit for declaratory decree.
(2) Rejection of plaint when claimant is ineligible for appointment or for registry.

12. Procedure in case of non-payment of *Miras* to nirganti, toti or talari.

13. Power of Deputy Commissioner in regard to transfers of suits.

14. (1) Every enquiry to be deemed a judicial proceeding.
(2) Procedure with regard to suits, etc.

15. Taxation of costs and execution of decrees and orders.

16. Jurisdiction of Civil Courts barred.

17. (1) Appeal against decree or order of Assistant Commissioner, holder of a commission exercising powers of Assistant Commissioner and Deputy Commissioner.
Proviso: Second appeal in certain cases and appeal to Government.
(2) Appeal against order of Amildar or Deputy Amildar or holder exercising the powers of Amildar or Deputy Amildar.

18. Disposal of appeal by officer who passed original order.

19. Power to call for and examine the records and proceedings of subordinate officers and to refer questions to the High Court.

20. Dismissal of suits, etc., instituted, etc., after the period of limitation.
Limitation in case of suits the cause of action for which accrued before the commencement of this Regulation.

21. Application of certain sections of the Limitation Act.

22. (1) Government may make rules on certain subjects.
(2) Until such rules are made, existing rules to be in force.

SCHEDULE A—Form of Commission issued under section 7 (3).

SCHEDULE B—Period of Limitation for suits, etc.

Act

REGULATION No. IV OF 1908.

(Received the assent of His Highness the Maharaja on the 16th October 1908).

Act

A Regulation to consolidate and amend the Law relating to Village Offices in Mysore.

Preamble.

WHEREAS it is expedient to consolidate and amend the law relating to village offices in Mysore; His Highness the Maharaja is pleased to enact as follows:—

Act

Short title, extent and commencement.

1. (1) This Regulation may be called "The Mysore Village Offices Regulation, 1908."

(2) It extends to the whole of Mysore provided that Government may, by notification in the official Gazette, exclude any local area from its operation and may, in like manner, amend or cancel such notification.

(3) It shall come into force from such date as may be notified by Government in the official Gazette.*

Repeal of rules and orders; saving of rights already acquired.

2. On and after that date, all existing rules and orders relating to village offices shall be repealed; provided that nothing herein contained shall be deemed to affect any right acquired, or to revive any right that has ceased to exist, or to affect any act done or liabilities incurred, under the said rules and orders.

Disposal of suits, etc., pending at commencement of Regulation.

3. All suits, appeals and applications pending at the commencement of this Regulation shall be heard and disposed of as if they had been preferred under this Regulation.

Act

Definitions.

4. In this Regulation, unless there is something repugnant in the subject or context,—

"Village." "Village" means any local area now recognised as a village or hereafter declared by Government to be a village.

"Village Office." "Village Office" means every office to which emoluments have been attached and which is held for the performance of duties connected with the administration or collection of the revenue, or with the maintenance of order, or with the settlement of boundaries, or other matters of civil administration pertaining to a village, whether the services orginally appertaining to the office continue or

*This Regulation came into force on 1st July 1909—*vide* Notificatien No. J. 1898—Legis. 17-04-21, dated 6th January 1909.

3

Section 5.

have ceased to be performed or demanded, and by whatsoever designation the office may be locally known :

Provided as follows :—

Provisos.

(1) The Government may, by notification in the official Gazette, exclude any village office or offices from the operation of all or any of the provisions of this Regulation, and may, in like manner, amend or cancel such notification.

(2) The Government shall have power to decide, in case of doubt, whether any office falls under the definition of village office.

"Village Officer."

"Village Officer" means an officer holding a village office or appointed to perform or performing the duties of a village office.

"Emoluments."

"Emoluments" means and includes—

(i) lands;

(ii) assignments of revenue payable in respect of lands;

(iii) fees in money or agricultural produce;

(iv) money-salaries and all other kinds of remuneration;

granted or continued in respect of or annexed to, any village office by the Government;

"Deputy Commissioner."

"Deputy Commissioner" means the chief local officer in charge of the revenue administration of a district.

"Assistant Commissioner."

"Assistant Commissioner" means an Assistant Commissioner in charge of a division of a district and includes any other Assistant Commissioner to whom cases under this Regulation have been transferred for disposal, in so far as such cases are concerned.

Emoluments of village offices inalienable, impartible and not liable to attachment.

5. The emoluments of village offices, whether such offices be or be not hereditary, shall not be liable to be transferred, partitioned, or encumbered in any manner whatsoever, and it shall not be lawful for any Court to attach or sell such emoluments or any portion thereof.

Proviso

Provided that in the case of lands which are not assigned as emoluments to the holder of a village office under rules framed under section 22, nothing contained in this section shall be deemed to affect transfers, partitions or encumbrances, as between different members of a hakdar's family.

Sections 6-7.

Villages may be grouped, amalgamated or divided.

6. (1) The Government may, with reference to rules made in this behalf under section 22, group or amalgamate any two or more villages or portions thereof so as to form a single new village, or divide any village into two or more villages; and may also direct that any village office in the villages, portions of villages or village grouped, amalgamated or divided as aforesaid, shall cease to exist, and that new offices shall be created for the new villageor villages.

Selection of persons to fill new offices.

(2) In choosing persons to fill such new offices, the Deputy Commissioner or Assistant Commissioner shall, subject to such rules as Government may make in this behalf under section 22, select the persons whom he may consider the best qualified from among the last holders of the offices which have ceased to exist or the members of their families.

Reduction or increase of village offices or village officers.

(3) The Government may also direct that the number of village offices attached to a village or the number of village officers shall be—

(*a*) reduced, and thereupon the Deputy Commissioner shall dispense with the services of the officers no longer required and shall retain those whom he may consider to be best qualified to discharge the duties of the remaining offices; or

(*b*) increased, in which case the Deputy Commissioner or Assistant Commissioner shall select the best qualified from among the members of the families of the existing officers.

Power to punish village officers; procedure to be followed; and mode of recovering fines imposed.

7. (1) The Deputy Commissioner or Assistant Commissioner may, of his own motion or on complaint and after enquiry, fine, suspend, dismiss or remove any holder of a village office, whether in an unalienated or alienated village, for misconduct or for neglect of duty or for incapacity or for non-residence in the village, except when such non-residence is permitted by the Deputy Commissioner, or for any other sufficient cause.*

(2) The Amildar or Deputy Amildar may, of his own motion or on complaint and after enquiry, fine, or subject to the confirmation of the Deputy Commissioner or Assistant Commissioner, suspend any holder of a village office whether in an unalienated or alienated village for misconduct or neglect of duty.

*Proviso omitted by Regulation VIII of 1919.

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Section 7.

(3) The holder of an alienated village or where there are more such holders than one, any one of them, or the agent of such holder or holders may, when duly authorized in that behalf by a commission issued by the Government in the form of Schedule A, exercise in the village aforesaid and in respect of all or any particular offices specified and without prejudice to the exercise by the Deputy Commissioner, Assistant Commissioner, Amildar or Deputy Amildar of the powers respectively vested in them by sub-sections (1) and (2), all or any of such powers of an Assistant Commissioner, Amildar or Deputy Amildar under those sub-sections, as may be conferred upon him by the commission.

(4) The officer or person taking action against a village officer under any of the preceding sub-sections shall hold the enquiry himself, record his proceedings in writing and furnish a copy of his order to such village officer. When such order is passed by the holder of a commission under sub-section (3), the proceedings together with a copy of the order shall also be forthwith reported by him to the Deputy Commissioner or Assistant Commissioner through the Amildar or Deputy Amildar for information and record or for confirmation, as the case may be.

(5) Subject to any rules which may be made by Government on this behalf under section 22, the Deputy Commissioner may declare, that the dismissal or removal of any village officer, whether in an unalienated or alienated village and whether ordered by himself or confirmed by him, shall entail a forfeiture of the right of succession of all undivided members of the family of the officer so dismissed or removed.

(6) Fines and suspensions under sub-sections (1), (2) and (3) shall be subject to such limitations as may be laid down by Government by rules made under section 22.

(7) All fines imposed under this section shall be recoverable as arrears of land revenue, the recovery in the case of fines payable by village officers in alienated villages being made by the Amildar or Deputy Amildar and credited to the public treasury.

Section 8.

8. When a vacancy occurs in the office of patel, shanbhog, nirganti, thoti or talari of an unalienated village, the Deputy Commissioner or Assistant Commissioner shall fill up the vacancy in accordance with the provisions of the following sub-sections :—

Rules to be observed in making appointments to the offices of patel, shanbhog, etc., in unalienated villages.

(1) No person shall be eligible for appointment who—

General qualifications requisite in all cases.

(*a*) is not of the male sex ;

(*b*) has not attained majority, that is, completed 18 years of age ;

(*c*) is not physically and mentally capable of discharging the duties of the office ;

(*d*) has not qualified according to the educational test, if any, prescribed for the office in question by rules made under section 22 ;

(*e*) has been convicted by a Criminal Court of any offence which, in the opinion of the Deputy Commissioner or Assistant Commissioner, disqualifies him for holding the office ;

(*f*) has been adjudged by the Deputy Commissioner or Assistant Commissioner after a summary enquiry held in accordance with the provisions relating to summary enquiries contained in the Mysore Land Revenue Code, IV of 1888, to be of general bad character.

Provided that, in the case of nirganti, thoti and talari, the Deputy Commissioner or Assistant Commissioner may, for special reasons, make an exception in favour of females otherwise competent.

Succession in case of permanent vacancy.

(2) Subject to the provisions of sub-section (1) and save as hereinafter separately provided in the case of minors, and subject also to any declaration made by the Deputy Commissioner under section 7, the succession in the case of a permanent vacancy (*a*) shall be regulated by the ordinary provisions of the personal law applicable to the last holder, provided that it shall devolve on a single heir and that where there are more persons than one who would, under the ordinary provisions of the said law, be entitled to succeed to the last holder of the office, preference shall be given to the eldest member of the eldest branch among those persons, and (*b*) failing these, shall devolve on one of the duly recognised hakdars in the order of their importance as determined under rules made

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by Government under section 22 or on one of his heirs according to the order of precedence laid down above. In the absence of persons entitled as above under (*a*) and (*b*), the Deputy Commissioner or Assistant Commissioner may appoint any other person duly qualified under sub-section (1), subject to such appointment, unless sooner determined by a decree in a suit hereinafter provided for, being cancelled in favour of a person falling under (*a*) or (*b*), in the event of such person being forthcoming, at the end of three years from the date of the appointment.

Appointment in case of temporary vacancy.

(3) Where an office has become vacant by the dismissal, removal or suspension of the last holder, the Deputy Commissioner or Assistant Commissioner may, if he thinks proper, direct, that, until the death or return to duty of such last holder, the duties of the office shall be performed by some person duly qualified under sub-section (1) who is not an undivided member of the family of such holder; but in making the selection the directions contained in sub-section (2) shall as far as possible be conformed to:

Provided that, when the officer who has been dismissed or removed dies, or if the officer who has been suspended dies while under suspension, the vacancy caused by such death shall be filled up in accordance with the provisions of sub-section (2).

Procedure to be adopted when successor is a minor.

(4) When the person who would otherwise be entitled to succeed to an office is a minor, the Deputy Commissioner or Assistant Commissioner shall register the minor as the successor of the last holder and appoint some other person qualified under sub-section (1) to discharge the duties of the office until the person registered as successor, on attaining majority or within three years thereafter, is qualified under sub-section (1) to discharge the duties of the office himself, when he shall be appointed thereto. If the person registered as successor under this sub-section dies, or if he remains disqualified under sub-section (1) for three years after attaining majority, the Deputy Commissioner or Assistant Commissioner shall fill up the vacancy in accordance with the provisions contained in sub-section (2).

*(5) The Amildar or Deputy Amildar may grant leave to village officers up to three months and appoint

*Added by Regulation VIII of 1919.

substitutes for the period, provided that such appointment shall be communicated to the Assistant Commissioner or the Deputy Commissioner and that such officer may cancel the appointment giving his reasons therefor.

Rules to be observed in making appointments to the offices of patel, shanbhog, etc., in alienated villages.

9. When a vacancy occurs in the office of patel, shanbhog, nirganti, thoti or talari of an alienated village, the holder of such village shall fill up the vacancy in accordance with the principles contained in section 8, subject to the confirmation of the Deputy Commissioner or Assistant Commissioner.

If the appointment be not made by the holder of the village within such time as may be allowed by the Deputy Commissioner or Assistant Commissioner, it shall be competent to the Deputy Commissioner or Assistant Commissioner to make such appointment.

Succession in the case of offices other than patel, shanbhog, etc.

10. The succession to village offices in unalienated and alienated villages other than those of patel, shanbhog, nirganti, thoti and talari shall devolve in accordance with the law or custom applicable thereto; and, in the absence of any such law or custom, in accordance with the provisions of sections 8 and 9, respectively.

Suits for offices, for recovery of emoluments and for registry as successor.

11. (1) Any person may sue before the Deputy Commissioner or Assistant Commissioner for any village office in an unalienated or alienated village or for recovery of the emoluments of any such office, on the ground that he is entitled under sections 8, 9 or 10 of this Regulation, as the case may be, to hold such office and enjoy such emoluments; or being a minor, may sue before the Deputy Commissioner or Assistant Commissioner to be registered as successor of the last holder of any such office:

No suit for declaratory decree.

Provided that no suit shall be entertained for a mere declaratory decree.

Rejection of plaint when claimant is ineligible for appointment or for registry.

(2) If, at any time before the completion of the trial of a suit preferred under this section, it appears to the Deputy Commissioner or Assistant Commissioner that the claimant is not eligible for appointment on any of the grounds referred to in sub-section (1) of section 8, he shall pass an order rejecting the plaint.

Procedure in case of non-payment of *miras* to nirganti, thoti or talari.

12. On a complaint being preferred by a nirganti, thoti or talari of non-payment of the *miras* payable under rules framed under section 22 by any holder of land or other person from whom such contribution is due, the Amildar or the Deputy Amildar of the taluk or sub-taluk

shall hold a summary enquiry in the manner laid down in the Land Revenue Code, IV of 1888, and pass a decision thereon; provided that the complaint is made in the year in which such *miras* is due or in the year immediately following it.

Power of Deputy Commissioner in regard to transfers of suits.

13. The Deputy Commissioner may transfer to his own file any suit on the file of any Assistant Commissioner, or transfer any suit from his own file or that of an Assistant Commissioner to the file of another Assistant Commissioner, for disposal.

Every enquiry to be deemed a judicial proceeding.

14. (1) Every enquiry under this Regulation shall be deemed to be a "judicial proceeding" within the meaning of sections 193, 219 and 228 of the Indian Penal Code. Act

Procedure with regard to suits, etc.

(2) The procedure to be followed with regard to suits, appeals and applications under this Regulation shall be regulated by rules made by Government under section 22.

Taxation of costs and execution of decrees and orders.

15. Decrees and orders passed in suits and enquiries under this Regulation may provide for payment of costs according to such scale and subject to such rules as may be prescribed by Government under section 22, and shall be executed in accordance with rules to be made under the said section and the corresponding provisions of the Land Revenue Code.

Jurisdiction of Civil Courts barred.

16. No Civil Court shall exercise jurisdiction in respect of any claim to succeed to, or to the possession of, any village office, or the emoluments thereof or any question as to the rate or amount of such emoluments; but, when the claim is as between different members of a hakdar's family of patel or shanbhog in respect of land entered in the Government records or otherwise shown as service inam land connected with the office of patel or shanbhog, such claim may be entertained and adjudicated upon by a Civil Court.

Appeal against decree or order of Assistant Commissioner, holder of a commission exercising powers of Assistant Commissioner, and Deputy Commissioner.

17. (1) From every decree or order passed under this Regulation by an Assistant Commissioner and from every order passed by the holder of a commission exercising any of the powers of an Assistant Commissioner under sub-section (3) of section 7, an appeal shall lie to the Deputy Commissioner; and from every decree or order passed by a Deputy Commissioner, an appeal shall lie to the Revenue Commissioner. The decision on appeal of the Deputy Commissioner or the Revenue Commissioner, as the case may be, shall be final:

Sections 18-20.

Provided that, in cases of dismissal or removal under section 7 and in suits under section 11, a second appeal from the decision on appeal of the Deputy Commissioner shall lie to the Revenue Commissioner whose decision on such appeal shall be final, and provided further that nothing contained in this Regulation shall affect the right of appeal to Government under section 210, sub-section (2), of the Mysore Land Revenue Code.

Second appeal in certain cases and appeal to Government.

(2) From every decision or order passed by an Amildar or Deputy Amildar under sub-section (2) of section 7 or section 12, and from every order passed by the holder of a commission exercising any of the powers of an Amildar or a Deputy Amildar under sub-section (3) of section 7, an appeal shall lie to the Deputy Commissioner or Assistant Commissioner, whose decision shall be final.

Appeal against order of Amildar or Deputy Amildar or holder exercising the powers of Amildar or Deputy Amildar.

18. If the officer to whom an appeal is presented under this Regulation happens to be the officer who in another capacity passed the decision which is appealed against, he shall report the fact to the authority to whom an appeal from his decision would lie, and such authority shall dispose of the appeal in accordance with law.

Disposal of appeal by officer who passed original order.

19. The Government and any revenue officer not inferior in rank to an Assistant Commissioner may call for and examine the record of any enquiry or the proceedings of any revenue officer subordinate to it or him and may pass such order thereon as shall seem fit; and the Government may also refer questions for the decision of the High Court. The provisions of the Land Revenue Code. IV of 1888, as regards revision of proceedings and reference to the High Court shall apply to revision of proceedings and reference to the High Court under this section.

Power to call for and examine the records and proceedings of subordinate officers and to refer questions to the High Court.

Explanation.—For purposes of revision of orders passed by the holder of a commission under sub-section (3) of section 7, such holder shall be deemed to be an Assistant Commissioner or an Amildar or a Deputy Amildar, according as he is invested with the powers of an Assistant Commissioner or an Amildar or a Deputy Amildar, respectively, under the above mentioned sub-section.

20. Subject to the provisions contained in section 21, every suit instituted, appeal presented and application made after the period of limitation prescribed therefor by the schedule hereto annexed, shall be dismissed although limitation has not been set up as a defence:

Dismissal of suits, etc., instituted, etc, after the period of limitation.

Sections 21-22.

Provided that, in the case of a person who by reason of minority is disqualified from holding office, the right to sue for such office or for the recovery of the emoluments thereof shall accrue from the date of his attaining majority.

Limitation in case of suits the cause of action for which accrued before the commencement of this Regulation.

Notwithstanding anything herein contained, any suit the cause of action for which accrued prior to the commencement of this Regulation may be brought within three years next after the commencement of this Regulation, unless where the period prescribed for such suit by the law of limitation applicable to it hitherto shall have expired before the completion of the said three years.

Applicaton of certain sections of the Limitation Act.

21. The provisions of sections 5 and 12 of the Indian Limitation Act, 1877, so far as they relate to suits, appeals and applications shall, so far as may be, apply to suits, appeals or applications for the execution of decrees or orders, instituted, preferred or made under this Regulation.

Government may make rules on certain subjects.

22. (1) The Government may, by notification in the official Gazette, make rules not inconsistent with this Regulation in regard to the following :—

(1) the division, grouping and amalgamation of villages and the selection of persons to fill the offices newly created under section 6;

(ii) the holding of enquiries and other matters coming under sections 6 and 7, and the hearing of appeals under section 17 ;

(iii) matters falling under sections 8 and 9 ;

(iv) the action to be taken in respect of any alienation of emoluments contrary to the provisions of section 5;

(v) the procedure to be followed in filing and in disposing of suits, appeals and applications and the registers to be maintained in connection therewith ;

(vi) the execution of decrees and orders and the taxation of costs ;

(vii) the emoluments to be assigned to the holders of village offices, and the method of assessment and payment thereof ;

(viii) the duties of holders of village offices, and the descriptions and forms of the accounts and registers to be kept by them ;

Section 22.

(ix) the custody, production and transfer of the accouuts and other records kept by holders of village offices;

(x) any other matters calculated to enhance the efficiency of the village service, or connected with the carrying out of the purpose of this Regulation.

(2) Until rules are made by Government in respect of any of the matters referred to in the preceding sub-section, the rules, if any, in force with regard thereto at the time of the passing of this Regulation shall, so far as they are consistent with this Regulation, be deemed to have been made under the preceding sub-section.

Until such rules are made, existing rules to be in force.

SCHEDULE A.

SCHEDULE A.

Form of commission to be issued to the holder of an alienated village or to one of several holders thereof or to an agent under section 7 (3).

SEAL.

The Government of Mysore is pleased to confer on you (holder, one of several holders, or agent, as the case may be) power to punish village officers in the village of ....to the extent described below :—

[Here enter description.]

The within delegated power is vested in you during the pleasure of and subject to recall by the Government of Mysore.

Secretary.

SCHEDULE B.

Description	Period of limitation	Time from which period begins
1. Suit for the recovery of a village office or of the emoluments of any such office.	Three years	When the plaintiff is entitled to the possession of the office or the recovery of the emoluments, or the date of the order which would become final, if no such suit be brought.
2. Appeal to the Deputy Commissioner or Assistant Commissioner.	Thirty days	The date of the decree or order appealed against.
3. Appeal to the Revenue Commissioner.	Ninety days	Do Do
4. Application for execution of decree or order.	One year ...	(1) The date of decree or order. (2) (Where there has been an appeal) the date of the final decree or order of the appellate court. (3) (Where there has been a review of judgment) the date of the decision passed on review. (4) (Where there has been a revision of the decree or order) the date of the decree or order passed on revision. (5) The date of the last application for execution made in accordance with this Regulation.
5. Application for review of decree or order.	Ninety days	The date of the decree or order sought to be reviewed.
6. Applications not otherwise herein provided for.	Do ...	When the right to apply accrues.

V. P. MADHAVA RAO,
Dewan of Mysore.

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